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ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

FEB 28 2006

at 9 o'clock and 44 min. AM
SUE BEITIA, CLERK

Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

RICHARD L. BRUINS,

Plaintiff,

vs.

HEALY TIBBITTS BUILDERS,
INC.,

Defendant.

) CIVIL NO. 04-00411 DAE-LEK
) (In Admiralty)
)
) PLAINTIFF'S FIFTH STATUS
) REPORT; CERTIFICATE OF SERVICE
)
)
)
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PLAINTIFF'S FIFTH STATUS REPORT

Pursuant to the Order Granting Ex Parte Motion to Stay entered

August 2, 2004, Plaintiff hereby reports on the status of related state court and
administrative litigation:

The parties are currently still in mediation attempting to globally resolve this and all the related litigation. Plaintiff will file his Answering Brief in the Hawaii Supreme Court on March 10, 2006.

Plaintiff will report again in 120 days.

DATED: Honolulu, Hawaii, February 28, 2006.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'P. Cronin', is written over a horizontal line. The signature is enclosed within a large, hand-drawn oval.

PAUL F. CRONIN
PATRICK F. McTERNAN
HOWARD G. McPHERSON
Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

RICHARD L. BRUINS,)	CIVIL NO.
)	(In Admiralty)
Plaintiff,)	
)	CERTIFICATE OF SERVICE
vs.)	
)	
HEALY TIBBITTS BUILDERS,)	
INC.,)	
)	
Defendant.)	
_____)	

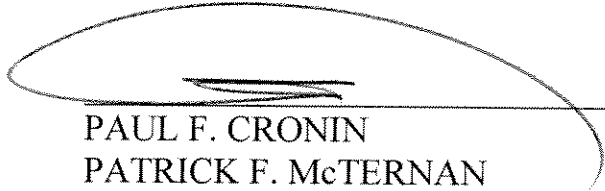
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document will be duly served upon filing to following by U. S. Mail, first class postage prepaid:

ROBERT G. FRAME, ESQ.
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Attorney for Defendant
HEALY TIBBITTS BUILDERS, INC.
(no formal appearance yet in this case)

DATED: Honolulu, Hawaii, February 28, 2006.



PAUL F. CRONIN
PATRICK F. McTERNAN
HOWARD G. McPHERSON
Attorneys for Plaintiff